IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRITS No. 4014 of 1999

SHRAVAN KUMAR & ORS
V/S
STATE & ORS

Mr. RAJEEV PUROHIT, for the appellant / petitioner

Mr. HS SIDHU, for the respondent

Date of Order : 28.9.2004

HON'BLE SHRI N P GUPTA,J.

ORDER

Steps have not been taken to implead L.Rs. Of deceased respondent no.3 Bhoop Singh. Learned counsel for the petitioner also pleads no instruction. I find from the record that vide order dated 4.10.99, only show cause notices have been ordered to be issued. The order under challenged in the writ petition is Annex.5, passed by Authority under the Payment of Wages Act dated 8.4.99 setting aside the exparte orders dated 12.9.91 and 16.12.91. The Authority under the Payment of Wages Act vide orders dt. 12.9.91 and 16.12.91, has passed exparte award against deceased respondent no.3 Bhoop Singh. In that view of the matter, on account of death of Bhoop Singh way back in the year 2002, L.Rs. having not been substituted, the writ petition does not survive, apart from the fact that learned counsel for the petitioner pleads no instruction.

The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

/Srawat/